

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

UNITED STATES OF AMERICA, <i>ex rel.</i> : DAVID A. BOWERS, SR. :	:	Civil Action No. C-1-01-290
	:	
Plaintiffs and Relator,	:	Judge Sandra S. Beckwith
	:	
vs.	:	
	:	
O’GARA-HESS & EISENHARDT :	:	
ARMORING COMPANY, :	:	
DAYTON MANUFACTURING :	:	
COMPANY, and :	:	
QUALITURN, INC. :	:	
	:	
Defendants.	:	

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**MOTION FOR VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

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Relator David A. Bowers, Sr., in accordance with Federal Rule of Civil Procedure 41(a)(1)(i), moves for a voluntarily dismissal without prejudice of the Complaint filed in this action.

Relator has consulted with counsel for the United States and has been advised that the United States will be filing a consent to dismissal without prejudice. A proposed order granting the relief requested has been submitted to the Court via electronic mail for the Court’s convenience.

Respectfully submitted,

s/James B. Helmer, Jr.  
James B. Helmer, Jr. (0002878)  
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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was filed electronically this 29<sup>th</sup> day of September, 2003. Notice of the filing will be sent to the following through the Court's electronic filing system:

Gerald F. Kaminski  
United States Attorney's Office  
221 East Fourth Street  
Suite 400  
Cincinnati, Ohio 45202

A true and accurate copy of the foregoing will be served upon the following via regular mail:

Art Coulter  
Commercial Litigation Branch  
Civil Division  
Department of Justice  
P.O. Box 261  
Ben Franklin Station  
Washington, DC 20044

s/James B. Helmer, Jr.

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